IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
Civil Application No.764 of 2006
In
Second Appeal No.310 of 1993

G.R.Nazirkar Applicant
Vs.
The Panchayat Samiti Sudhagad & anr. Respondents

Applicant in person - absent.
Mr.C.G.Gavnekar for respondents.

CORAM: B.H.MARLAPALLE, J.

April 17, 2007.

P.C.

. This application has been filed in Second Appeal No.310 of 1993. Respondent nos.1 and 2 have filed affidavit-in-reply and they have pointed out that the applicant, a party in person who claims to be a Trustee has been filing such applications inspite of the fact that the second appeal has already been decided by this Court and in support of this, my attention has been invited to the order passed in Civil Application No.1362 of 2005 filed in the very same second appeal and it was noted in the said order that in case the applicant has any grievance in respect of the acquisition proceedings, he cannot agitate the same issue before this Court as First Appeal No.1108 of 2001 came to be decided by the Division Bench of this Court on 22/8/1983.

Second Appeal No.310 of 1993 and First Appeal No.1108 of 2001 having been decided on merits by this Court, Civil Application No.1362 of 2005 was misconceived as noted in the order dated 28/2/2006.

. This fresh application also fails for the very same reasons and it is hereby rejected. Let this order be communicated to the party in person by the Registry forthwith.

(B.H.MARL